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JUN 23 2006

PTO/SB/31 (04-06)

Approved for use through 07/31/2008. OMB 0851-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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<b>NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES</b>		Docket Number (Optional)  100/07211	
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1460, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on <u>June 23, 2006</u>		In re Application of H. Garrett Wada	
Signature <u>Debra B. Burns</u>		Application Number 10/613,220	Filed 07/02/2003
Typed or printed name <u>Debra B. Burns</u>		For Microfluidic Analytic Detection Assays, Devices and Integrated Systems	
		Art Unit 1641	Examiner Deborah A. Davis

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 41.20(b)(1)) \$ 500.00

☐ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: \$ \_\_\_\_\_

☐ A check in the amount of the fee is enclosed.

☐ Payment by credit card. Form PTO-2038 is attached.

☐ The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.

☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 03-0177. I have enclosed a duplicate copy of this sheet.

☐ A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

I am the

☐ applicant/inventor.

☐ assignee of record of the entire interest.  
See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed.  
(Form PTO/SB/98)

☒ attorney or agent of record.  
Registration number 55,536

☐ attorney or agent acting under 37 CFR 1.34.  
Registration number if acting under 37 CFR 1.34. \_\_\_\_\_

Ann C. Petersen  
Signature  
Ann C. Petersen  
Typed or printed name  
650-623-0887  
Telephone number  
06/23/06  
Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below\*.

☒ \*Total of 2 forms are submitted.

This collection of information is required by 37 CFR 41.31. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11, 1.14 and 41.8. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comment on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1460, Alexandria, VA 22313-1460.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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CENTRAL FAX CENTER****JUN 23 2006****Certificate of Transmission under 37 CFR 1.8**

I hereby certify that the following documents are being facsimile transmitted to the Patent and Trademark Office for the patent application identified below:

Examiner: Deborah A. Davis

Art Unit: 1641

Fax No.: 571-273-8300

USPN: 10/613,220

Filed: 07/02/2003

Inventor(s): H. Garrett Wada, et al.

Title: Microfluidic Analytic Detection Assays,  
Devices, and Integrated Systems

Document(s): Transmittal (1 pg)

Notice of Appeal in dup (2 pgs)

Total Pages, (incl.

Certificate): 4

Faxed on: Friday, June 23, 2006

Debra B. Burns  
Signature

**Debra B. Burns**

Typed or printed name of person signing Certificate

JUN 23 2006

PTO/SB/21 (08-04)

Approved for use through 07/31/2006. OMB 0851-0031

U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

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**TRANSMITTAL  
FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

3

Application Number

10/613,220

Filing Date

07/02/2003

First Named Inventor

H. Garrett Wade

Art Unit

1841

Examiner Name

Deborah A. Davis

Attorney Docket Number

100/07211

**ENCLOSURES (Check all that apply)**

Fee Transmittal Form



Fee Attached



Amendment/Reply - x pgs



After Final



Affidavits/declaration(s)



Extension of Time Request



Express Abandonment Request



Information Disclosure Statement



Certified Copy of Priorly Document(s)



Reply to Missing Parts/Incomplete Application



Reply to Missing Parts under 37 CFR 1.52 or 1.53



Drawing(s)



Licensing-related Papers



Petition



Petition to Convert to a Provisional Application



Power of Attorney, Revocation



Change of Correspondence Address



Terminal Disclaimer



Request for Refund



CD, Number of CD(s) \_\_\_\_\_



Landscape Table on CD



After Allowance Communication to TC



Appeal Communication to Board of Appeals and Interferences



Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) - In dup



Proprietary Information



Status Letter



Other Enclosure(s) (please identify below):

Remarks

Please charge Deposit Account No. 03-0177 for any additional fees associated with this paper or during pendency of this application.

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm Name

Caliper Life Sciences, Inc.

Signature

*Ann C. Petersen*

Printed name

Ann C. Petersen

Date

06/23/06

Reg. No.

55,536

**CERTIFICATE OF TRANSMISSION/MAILING**

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Signature

*Debra B. Burns*

Typed or printed name

Debra B. Burns

Date

06/23/06

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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